



TRANSMITTAL LETTER  
(General - Patent Pending)

Docket No.  
6491800-0114

In Re Application Of: Bruce M. Nesbitt

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/649,199	Augst 27, 2003	Kenneth C. Williams	24573	3739	5138

Title: ANTI-MICROBIAL ELECTROSURGICAL ELECTRODE AND METHOD OF MANUFACTURING SAME

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Transmittal Letter in duplicate; Response to Restriction Requirement on 2 pages; and return receipt postcard.

in the above identified application.

- No additional fee is required.
- A check in the amount of \_\_\_\_\_ is attached.
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Dated: October 5, 2005

Adam H. Masia (Reg. No. 35,602)  
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on October 5, 2005

(Date)

Signature of Person Mailing Correspondence

Heather Foster

Typed or Printed Name of Person Mailing Correspondence

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruce M. Nesbitt  
Appl. No.: 10/649,199  
Conf. No.: 5138  
Filed: August 27, 2003  
Title: ANTI-MICROBIAL ELECTROSURGICAL ELECTRODE AND METHOD  
OF MANUFACTURING SAME  
Art Unit: 3739  
Examiner: Kenneth C. Williams  
Docket No.: 6491800-0114

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

Please enter this response in the above-identified patent application.

**REMARKS**

This Response is submitted in reply to the Office Action mailed on September 8, 2005. No fees are due with this Response. Please charge Deposit Account No. 02-1818 for any insufficiency or credit for any overpayment.

The Office Action issued a restriction requirement under 35 U.S.C. § 121, which required Applicant to elect a single disclosed species for prosecution on the merits. The Office Action stated that the claims are directed to the following patentably distinct species of the claimed invention:

Species I: Figures 1A and 1B  
Species II: Figures 1C and 1D  
Species III: Figure 1E  
Species IV: Figure 1F  
Species V: Figure 1G  
Species VI: Figure 1H  
Species VII: Figure 1I  
Species VIII: Figure 1J

Species XI: Figures 3C and 3D  
Species XII: Figure 5A  
Species XIII: Figure 5B  
Species XIV: Figures 5C and 5D  
Species XV: Figures 6A to 6C  
Species XVI: Figures 7A and 7B  
Species XVII: Figures 7C and 7D  
Species XVIII: Figures 7E and 7F